

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

MELISSA HICKSON, INDIVIDUALLY §  
AND AS THE INDEPENDENT §  
ADMINISTRATOR OF THE ESTATE §  
OF MICHAEL HICKSON, DECEASED §  
AND AS NEXT FRIEND OF M.H., M.H. §  
AND M.H. (ALL MINORS); and §  
MARQUES HICKSON, §

Plaintiffs, §

v. §

CIVIL ACTION NO. A-21-CV-00514-ADA

ST. DAVID'S HEALTHCARE §  
PARTNERSHIP, L.P., LLP, HOSPITAL §  
INTERNISTS OF TEXAS, CARLYE §  
MABRY CANTU, AND VIET VO, §

Defendants. §

**PLAINTIFFS' NOTICE OF APPEAL**

Plaintiffs Melissa Hickson, individually and as the independent administrator of the estate of Michael Hickson, Deceased, and as next friend of M.H., M.H., and M.H. (all minors); and Marques Hickson, hereby submit their Notice of Appeal to the United States Court of Appeals for the Fifth Circuit from the October 23, 2024, Order by the United States District Court for the Western District of Texas granting Defendants' Joint Motion for Summary Judgment (Dkt. No. 82), as well as its September 6, 2022, Order on Report and Recommendations (Dkt. No. 47), and its October 5, 2022 Order Granting Motion to Dismiss (Dkt. No. 49).

DATED: November 22, 2024

Respectfully Submitted,

/s/ Kelley Brooks Simoneaux  
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### **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing document was served on all counsel of record on November 22, 2024, via the electronic filing service.

/s/ Mark Whitburn